

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: JENSENIUS, et al.
 Serial No.: 09/874,238
 Filed: June 4, 2001
 For: MASP-2, A COMPLEMENT-FIXING ENZYME, AND USES FOR IT
 Confirmation No.: 6910

Art Unit: 1632
 Examiner: CHEN, Shin Lin
 Washington, D.C.
 Atty.'s Docket: JENSENIUS=3B
 Date: February 11, 2003



1632
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THE COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

Sir:
 Transmitted herewith is an ☐ Amendment ☒ Election with Traverse and Fourth Preliminary Amendment in the above-identified application.

- ☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been previously asserted.
☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
☐ No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)		Small Entity		Other Than a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra		Rate	Additional Fee		Rate Additional Fee
Total	18	Minus	20	0		x 9	\$		x18 \$
Indep.	2	Minus	4	0		x42	\$		x84 \$
First Presentation of Multiple Dependent Claim						140	\$		+280 \$
TOTAL ADDITIONAL CLAIMS FEE							\$		Total \$

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col.1 of a prior amendment of the number of claims originally filed.

- ☒ Conditional Petition for Extension of Time
 If any extension of time for a response is required applicant requests that this be considered a petition therefor.

- ☐ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity	Other Than Small Entity
Response Filed Within	Response Filed Within
<input type="checkbox"/> First - \$ 55.00	<input type="checkbox"/> First - \$ 110.00
<input type="checkbox"/> Second - \$205.00	<input type="checkbox"/> Second - \$ 410.00
<input type="checkbox"/> Third - \$465.00	<input type="checkbox"/> Third - \$ 930.00
<input type="checkbox"/> Fourth - \$725.00	<input type="checkbox"/> Fourth - \$1450.00
<input type="checkbox"/> Fifth - \$985.00	<input type="checkbox"/> Fifth - \$1970.00

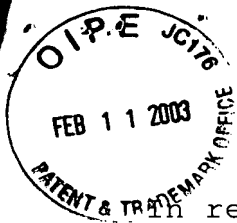
- ☐ Less fees (\$) already paid for months extension of time on .
☐ Please charge my Deposit Account No. 02-4035 in the amount of \$. A duplicate copy of this sheet is attached.
☐ A check in the amount of \$ is attached (check no.).
☐ Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$ is attached.

- ☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR Section 1.16 and all patent processing fees under 37 CFR Section 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR Section 1.18.

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ELECTION WITH TRAVERSE

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S i r :

In response to the restriction requirement mailed December 12, 2002, Applicants elect group I with traverse.

elect [The restriction I/II is traversed on the grounds that the claims of group I define patentable subject matter and hence dependent claims in group II are properly rejoined under MPEP §821.04. Claim 23 has been amended to render it dependent on group I claim 19.]

Respectfully submitted,

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FOURTH PRELIMINARY AMENDMENT

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IN THE CLAIMS

Please amend claims 23 and 26 as follows:

23 (amended). A method for detecting mannin-binding lectin associated serine protease-2 (MASP-2), said method

(a) obtaining a biological sample;

(b) contacting said biological sample with a MASP-2 polypeptide specific binding partner that specifically binds MASP-2; and

(c) detecting said complexes, if any, as an indication of the presence of mannin-binding lectin associated serine protease-2 in said sample,

where said binding partner is an antibody according to claim 19.

26 (amended). The method of claim 23 for quantitative assay of MASP-2 or MASP-2 activity in biological samples.

Please cancel claim 24.

REMARKS

This amendment is made so these claims can be rejoined under MPEP §821.04.

Attached hereto is a marked-up version of the changes made